Legislation Details (With Text)

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Title: Amending Chapter 331A of the Saint Paul Legislative Code pertaining to Special Event Food Sales.

Sponsors: Kathy Lantry

Indexes:

Code sections:

Attachments:

Date	Ver.	Action By	Action	Result
6/18/2012	2	Mayor's Office	Signed	
6/13/2012	2	City Council	Adopted	Pass
6/6/2012	1	City Council	Amended and Laid Over for Final Adoption	Pass
5/16/2012	1	City Council	Laid Over to Third Reading/Public Hearing	
5/9/2012	1	City Council	Laid Over to Second Reading	

Amending Chapter 331A of the Saint Paul Legislative Code pertaining to Special Event Food Sales.

THE COUNCIL OF THE CITY OF SAINT PAUL DOES ORDAIN:

SECTION 1

Section 331A.01 of the Saint Paul Legislative Code is hereby amended to read as follows:

Sec. 331A.01. - Purpose.

(a) The purpose of this chapter is to establish standards to protect the health, safety and the general welfare of the people of Saint Paul pursuant to powers granted under Minnesota Statutes Chapter 145A, 157 and § 28A.075.

(b) These general objectives include the following:
(1) Prevent food-borne illness;
(2) Correct and prevent conditions that may adversely affect persons utilizing food establishments;
(3) Provide minimum standards for the design, construction, operation and maintenance of food establishments; and
(4) Meet consumer expectations of the quality and safety of food establishments.

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SECTION 2

Section 331A.03 of the Saint Paul Legislative Code is hereby amended to read as follows:

Section 331A.03. - Definitions

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(u) *Special event food establishment*: A food establishment operating in a temporary structure at a temporary location in conjunction with a special event. The food operations shall be restricted to the menu items, food preparation methods and equipment submitted in the application and approved by the director. Application must be submitted a minimum of seven (7) business days prior to the first day of the special event. Applications received less than seven (7) business days prior to the event shall incur a late fee equal to 50 percent of the license fee.

~~(u)~~ (v) *Unwholesome* shall mean anything adulterated, unsound, unhealthful, unclean or unfit for human consumption.

~~(v)~~ (w) *Wholesale food processor, manufacturer or distributor* shall mean a food establishment that processes, reprocesses, manufactures and/or distributes raw materials, food ingredients or food products, packages food for sale to others for resale, commercially slaughters animals or poultry and where the total gross sales from the wholesale processing, manufacturing, and/or distributing operations exceed 50% of the establishment's gross sales.

SECTION 3

Section 331A.04 of the Saint Paul Legislative Code is hereby amended to read as follows:

Section 331A.04. - License Administration

(d) License Fees.

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(33) *Special event food sales - 1 to 3 days*: A license for a special event food establishment that shall be valid for only one event and shall not exceed three (3) consecutive days. ~~food establishment as a special event, where the food operations shall be restricted to the menu items, food preparation methods and equipment that have been submitted with the application and approved by the director~~. Any change in menu items, food preparation methods and/or equipment shall require approval by the director prior to the event. ~~This license shall be valid for only one event that shall not exceed three (3) consecutive days.~~ This license shall only be issued in conjunction with a special event.

(34) *Special event food sales - 4 to 14 days*: A license for a special event food establishment that shall be valid for only one event and shall not be issued for less than four (4) consecutive days nor shall exceed fourteen (14) consecutive days. ~~food establishment as a special event, where the food operations shall be restricted to the menu items, food preparation methods and equipment that have been submitted with the application and approved by the director~~. Any change in menu items, food preparation methods and/or equipment shall require approval by thedirector prior to the event. ~~This license shall be valid for only one event that shall not be less than four (4) and shall not exceed fourteen (14) consecutive days.~~ This license shall only be issued in

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conjunction with a special event.

(35) *Special event food sales - Annual*: A license for a special event food establishment participating in an unlimited number of special events within a twelve-month period. ~~Where the food operations shall be restricted to the menu items, food preparation methods and equipment that have been submitted with the application and approved by the director.~~ At the time of application, all events to be participated in during the upcoming twelve -months
must be listed. Any change in the events listed in the application shall be submitted in writing, to the director for approval, a minimum of seven (7) business days prior to the event. Any change in menu during the twelve-month license period shall require submission of a new license application and payment of a new fee. This license shall only be issued in conjunction with a special event.

(36) *Special event food sales - Extension*: A special event food establishment license for a restaurant to extend food sales in conjunction with a special event to areas contiguous to the restaurant, and where the food operations shall be restricted to the menu items, food preparation methods and equipment that have been submitted with the application and approved by the director. Any change in menu items, food preparation methods and/or equipment shall require approval by the director prior to the event. This license shall be valid for only one event that shall not exceed fourteen (14) consecutive days.

(37) *Special event food sales - Nonprofit*: A special event food establishment license issued to a registered nonprofit organization. ~~selling food in conjunction with a special event where the food operations shall be restricted to the menu items, food preparation methods and equipment that have been submitted with the application and approved by the director~~. Any change in menu items, food preparation methods and/or equipment shall require approval by the director prior to the event. This license shall be valid for only one event that shall not exceed fourteen (14) consecutive days.

(e) *License fee; special event food establishment*. The license fee for a special event food establishment shall be determined by the total area used for the display, preparation, processing, storage and sale of foods. The base size for a special event food establishment shall be one-hundred **fifty (150)** ~~(100)~~square feet. Each one-hundred **fifty (150)** ~~100~~ square foot area or portion thereof in excess shall incur a separate license fee. Larger and/or additional food establishment sizes require addtional review and inspection by the Department of Safety and Inspections (DSI). Multiple locations by an operator at a single event will require a separate special event license for each location.

~~(e)~~ (f) *License expiration*. Licenses issued pursuant to this chapter shall expire in accordance with section 310.18(a) of the Saint Paul Legislative Code.

~~(f)~~ (g) *Transfer and display of license*.

(1) Only a person who complies with the requirements of this chapter shall be entitled to receive a license. A license shall not be transferable as to person or place. A license obtained for a food establishment shall be conspicuously display to the public.

(2) A catering food vehicle operating in the city shall be identified with the name, city and telephone number of the licensee displayed on both sides of the vehicle in a conspicuous place as designated by the department. The name shall be in letters of four (4) inches minimum height and of a color contrasting with the background.

~~(g)~~ (h) *Food safety training*. The department may require an applicant for a license to participate in a meeting or training session provided by the department, including the use of videotape or other alternative training

methods, for the purpose of providing information in the factors that cause and prevent foodborne illness if the applicant is not required to employ a certified food manager.

SECTION 4

This Ordinance shall take effect and be in force thirty (30) days following its passage, approval and publication.